

AMENDED

**ASSIGNED**Serial No. **55353**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office OCT 08 1990Returned to applicant for correction OCT 18 1990Corrected application filed OCT 29 1990 Map filed OCT 29 1990The applicant THE NATURE CONSERVANCY1244 PINE STREET of BOULDER  
Street and No. or P.O. Box No. City or TownCOLORADO, 80302 hereby make<sup>s</sup> application for permission to change the  
State and Zip Code No.Place of use of a portion and the manner of use.  
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under Truckee-Carson Irrigation District Serial No. 24, United  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
States of America v. Orr Ditch CO. in Equity N. A-3, Claim No. 3; United States of  
Identify right in Decree.America v. Alpine Land and Reservoir Co., No. D-183 BRT; both in the Federal  
District Court of Nevada.1. The source of water is Truckee River and Carson River  
Name of stream, lake, underground spring or other source.2. The amount of water to be changed 478.10 acre-feet  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for Maintenance of Wetlands for Recreation and Wildlife/Storage  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for as decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.5. The water is to be diverted at the following point and Lahontan Dam being within SW $\frac{1}{4}$  SE $\frac{1}{4}$ ,  
Describe as being within a 40-acre subdivision of public survey and by course and  
Seciton 33, T19N, R26E, M.D.B.&M.  
distance to a section corner. If on unsurveyed land, it should be stated.6. The existing permitted point of diversion is located within No change.  
If point of diversion is not changed, do not answer.7. Proposed place of use See addendum.  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.8. Existing place of use 35.90 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$ , 36.40 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$ , 26.00 acres in  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
SW $\frac{1}{4}$  SW $\frac{1}{4}$ , 27.40 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Sec. 27, 16.20 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , 18.00 acres  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
in SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 28, T18N, R29E, M.D.B.&M.9. Use will be from as decreed to  of each year.  
Month and Day Month and Day10. Use was permitted from as decreed to  of each year.  
Month and Day Month and Day11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) No new diversion or storage works on the  
State manner in which water is to be diverted, i.e. diversion structure,  
Truckee River or the Carson River will be constructed.  
ditches, pipes and flumes, or drilled well, etc.12. Estimated cost of works N/A13. Estimated time required to construct works N/A

14. Estimated time required to complete the application of water to beneficial use.....1 year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

See Addendum.

Compared bc/ bc

By s/Robert Wigington  
Robert Wigington, Attorney for The Nature  
1244 Pine Street, Conservancy  
Boulder, CO 80302

Protested 1/23/91 by The Truckee-Carson Irrigation District

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

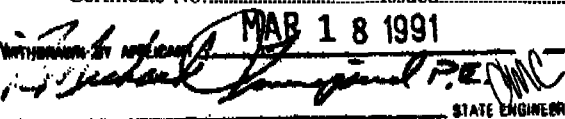
Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, \_\_\_\_\_,  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this.....day of.....  
A.D. 19.....

  
STATE ENGINEER

State Engineer

ADDENDUM TO APPLICATION TO TRANSFER  
NEWLANDS PROJECT WATER RIGHTS  
UNDER TCID SERIAL NO. 24

1. The proposed place of use consists of 56,720 acres more or less in:

All of sections 2 through 11; 14 through 22; 27 through 34, T21N, R32E;

All of sections 1 through 3; 10 through 15; 22 through 27; 34 through 36; T21N, R31E;

All of sections 3 through 10; 16 through 21; 29; 30, T20N, R32E;

All of section 1; section 2, W1/2, E1/2SE1/4, W1/2NE1/4, NE1/4NE1/4; all of sections 11 through 14; section 22, E1/2; all of sections 23 through 26; section 27, E1/2, SW1/4, E1/2NW1/4, SW1/4NW1/4; section 28, E1/2SE1/4; section 33, E1/2, E1/2SW1/4, SE1/4NW1/4; all of sections 34 through 36, T20N, R31E;

All of sections 2 and 3; section 4, E1/2, E1/2NW1/4, E1/2SW1/4, SW1/4SW1/4; all of sections 9 through 11; 14 through 16; section 17, E1/2, SW1/4, NE1/4NW1/4; all of sections 20 through 22, T19N, R31E; M.D.B. & M.

2. Applicant seeks the approval of the State Engineer to cease the delivery of up to 478.10 acre feet (2.99 acre feet per acre multiplied by 159.9 acres recognized in the baseline for the Operating Criteria and Procedures for the Newlands Project adopted on April 14, 1988 out of 180.0 water righted acres) at the turnout for the existing place of use, to deliver up to that amount to a turnout on the "S" Line of the Newlands Project or other point of delivery for the Stillwater Wildlife Management Area, and alternatively to use that amount for the maintenance of wetlands for recreation and wildlife at various places within the 56,720 acre (more or less) proposed place of use at the Stillwater Wildlife Management Area or to store it in various ponds and reservoirs in that area for such use at a later time.

3. Applicant expressly reserves the right to transfer in a later proceeding .51 acre feet for each of the 159.90 acres in the OCAP baseline and 3.5 acre feet for each of the remaining 20.10 water righted acres at the existing place of use.

